

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

XPOINT TECHNOLOGIES, INC.,

Plaintiff,

v.

Civil Action No. 09-CV-00628 (SLR)

MICROSOFT CORP., et al.,

Defendants.

AFFIDAVIT OF MAILING PURSUANT TO LOCAL RULE 4.1(b)

STATE OF DELAWARE)
)
COUNTY OF NEW CASTLE) SS.
)

I, Sean M. Brennecke, being duly sworn, depose and say:

1. I am an attorney with the law firm of Bouchard Margules & Friedlander, P.A., counsel to Xpoint Technologies, Inc., plaintiff in the above-captioned action and I am duly authorized to make this affidavit on plaintiff's behalf and to represent the facts set forth herein.

2. Pursuant to 10 Del. C. § 3104, on September 21, 2009 plaintiff served a summons and copy of the Amended Complaint for Patent Infringement (the "Amended Complaint") on Asus Computer International, by Registered Mail, Return Receipt Requested, at the address listed below:

Asus Computer International
800 Corporate Way
Fremont, CA 94539

3. Pursuant to 10 *Del. C.* § 3104, on September 21, 2009 plaintiff served a summons and copy of the Amended Complaint on Acer America Corporation, by Registered Mail, Return Receipt Requested, at the address listed below:

Acer America Corporation
333 West San Carlos Street
Suite 1500
San Jose, CA 95110

4. Pursuant to 10 *Del. C.* § 3104, on September 21, 2009 plaintiff served a summons and copy of the Amended Complaint, on Alacritech, Inc., by Registered Mail, Return Receipt Requested, at the address listed below:

Alacritech, Inc.
1995 North First Street
San Jose, CA 95112

5. Pursuant to 10 *Del. C.* § 3104, on September 21, 2009, plaintiff served a summons and copy of the Amended Complaint on LG Electronics Mobilecomm USA, Inc., by Registered Mail, Return Receipt Requested, at the address listed below:

LG Electronics Mobilecomm USA, Inc.
10101 Old Grove Road
San Diego, CA 92131

6. A representative of each defendant received and accepted the summons and Amended Complaint, as evidenced by the return postal receipts attached hereto as Exhibits 1-4.



Sean M. Brennecke (# 4686)

SWORN TO AND SUBSCRIBED before me
this 5th day of October, 2009.

Lynn Marie Heritage
Notary Public

LYNN MARIE HERITAGE
NOTARY PUBLIC
STATE OF DELAWARE
My commission expires March 10, 2010